

DECLARATION AND POWER OF ATTORNEY – ORIGINAL APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below beneath my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled EXERCISING DEVICE
the specification of which

(check one) X is attached hereto.

was filed on _____ as

Application Serial No. _____

and was amended on _____

(if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or invention certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)			Priority Claimed	
092223123	TAIWAN	12/31/2003	X	
(Number)	(Country)	(Month/Day/Year Field)	Yes	No
(Number)	(Country)	(Month/Day/Year Field)	Yes	No
(Number)	(Country)	(Month/Day/Year Field)	Yes	No

I hereby claim the benefit under Title 35, United States Code, 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, 1.56(a) which

occurred between the filing date of the prior application and the national or PCT international filing date of this application:

_____ (Application Serial No.)	_____ (Filing Date)	_____ (Status) (patented, pending, abandoned)
_____ (Application Serial No.)	_____ (Filing Date)	_____ (Status) (patented, pending, abandoned)

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business In the Patent and Trademark Office connected therewith. (list names and registration No.)

Charles E. Baxley
Hart, Baxley, Daniels & Holton

SEND CORRESPONDENCE TO: Suite 309, 90 John Street, New York, N.Y. 10038, U.S.A.

DIRECT TELEPHONE CALLS TO: Charles E. Baxley, Esquire

(name and telephone number)

Tel: (212) 791-7200

Fax: (212) 791-7276

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor Ming - Hsueh Hung

Inventor's signature Ming - Hsueh Hung 03 / 16 / 2004
DATE

Residence 28, Lane 396, Sec. 2, Zhungyang Rd., Tucheng, Taipei Hsien, Taiwan.

Citizenship Taiwan, R.O.C.

Post Office Address _____

Full name of second joint inventor, if any _____

Second Inventor's signature _____
DATE

Residence _____

Citizenship _____

Post Office Address _____

(Supply similar information for additional inventors)

In the United States Patent and Trademark Office

First/Sole Applicant: Ming - Hsueh Hung

Joint/Second Applicant: _____

Title: EXERCISING DEVICE

Small Entity Declaration —Independent Inventor(s)

As a below-named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under Section 41(a) and (b) of Title 35 United States Code, to the Patent and Trademark Office with regard to my above-identified invention described in the specification filed herewith. I have not assigned, granted, conveyed, or licensed-and am under no obligation under any contract or law to assign, grant, convey, or license-any rights in the invention to either (a) and person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or (b) any concern which would not qualify as either (i) a small business concern under 37 CFR 1.9(d) or (ii) a nonprofit organization under 37 CFR 1.9(e).

Each person, concern, or organization to which I have assigned, granted, conveyed, or licensed-or am under an obligation under contract or law to assign, grant, convey, or license-any rights in the invention is listed below:

☒ [X] There is no such person, concern, or organization.

☐ [] Any applicable person, concern, or organization is listed below:

Full Name: _____

Address: _____

I acknowledge a duty to file, in the above application for patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Ming - Hsueh Hung
Signature of Sole/First Inventor

Ming - Hsueh Hung

Print Name of Sole/First Inventor

Date of Signature: 03 / 16 / 2004

Signature of Joint/Second Inventor

Print Name of Second/Joint Inventor

Date of Signature: _____